

In The Matter Of:

*Estate of Marissa Rose Fishman v.
Richard Longwell, et/al*

*Vincent J. Rizzo
January 30, 2006*

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(1) exact date, but approximately August 15, 2002?

(2) A. I'd say roughly, within a week to a week and a

(3) half, because there had to be a lot of prep work

(4) done before I could get in there to do what I

(5) needed to do.

(6) Q. Did you sign any documents prior to beginning

(7) work?

(8) A. No.

(9) Q. Did you complete any scope of work documents

(10) or anything like that before beginning work?

(11) A. No. We never -- we never needed actually

(12) stuff. Whatever they needed I completed the job,

(13) thorough, okay. There was never issues as far as.

(14) Q. You typically wouldn't have any paperwork

(15) before you would do a job, if I'm understanding you

(16) correctly; you would do a job, and then, I assume,

(17) submit an invoice?

(18) A. That's correct.

(19) Q. To whom would you submit the invoices?

(20) A. Some would go to -- well they would go to Air

(21) Base Carpet.

(22) Q. Even for the work done at the Longwells

(23) Coachman Road address?

(24) A. Correct.

(1) Q. Yes?

(2) A. Yes.

(3) Q. When do you expect that you did that?

(4) A. Oh, gosh, I'd probably say a month, month and

(5) a half, prior, before August, before the work

(6) started.

(7) Q. Did you meet with someone at the Coachman Road

(8) address?

(9) A. It would be John Manger.

(10) Q. Was anyone with you?

(11) A. No. When I first met John, it was myself.

(12) Q. So it would have been yourself and John Manger

(13) at the Coachman Road address about a month or so

(14) before this accident?

(15) A. Correct.

(16) Q. And what did he tell you needed to be done?

(17) A. Well there was discussion that they was going

(18) to replace all the windows around the enclosed

(19) pool, and then with that they were going to

(20) probably -- before that the whole pool area was

(21) enclosed with glass.

(22) So they were eliminating some of the

(23) glass, coming up with a knee wall and setting glass

(24) on top of the knee wall, and then from there, that

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(1) Q. You would submit invoices to Air Base, and, I

(2) assume, to Mr. Manger?

(3) A. Correct. Correct. Mr. Manger would usually

(4) get or occasionally would get the invoice and he

(5) would present it to where it needed to go to.

(6) Q. Would you typically deal with anyone other

(7) than Mr. Manger at Air Base relating to either the

(8) work that you were supposed to be doing or the

(9) follow-up on getting paid?

(10) A. As far as on the work, it would be Mr. Manger,

(11) and Mr. Manger would usually handle everything

(12) pretty much. Occasionally when Mr. Manger wasn't

(13) there, usually Arnold, I would go up and talk to

(14) Arnold.

(15) Q. Arnold Fryc?

(16) A. Yes.

(17) Q. What is his job at Air Base?

(18) A. He's actually their controller from what I

(19) understand.

(20) Q. Before you started work on the patio job in

(21) August of 2002, did you have to go out to the

(22) residence to see it and to talk to somebody about

(23) what you were going to do?

(24) A. Absolutely.

(1) was pretty much that phase of the job, of the pool

(2) area.

(3) Q. So prior to your beginning work, was the pool

(4) enclosed?

(5) A. Yes.

(6) Q. And can you just tell me -- I just don't

(7) understand what --

(8) A. Absolutely.

(9) Q. You were changing the enclosure from what to

(10) what?

(11) A. This pool -- this area of the pool was all

(12) surrounded by glass. The glass started getting

(13) bad, started leaking. So then what they wanted to

(14) do was to replace the glass but not have the glass

(15) go from the ground all the way up. They wanted to

(16) come up with a knee wall, I would say preferably

(17) about four foot high, and the glass unit would sit

(18) on top of the knee wall.

(19) Q. I see. What else besides modifying the

(20) enclosure on the pool were you expecting to be

(21) doing on that job in August of 2002?

(22) A. Well, actually, the first phase of that job

(23) was that, was the wall so they could get the glass

(24) people in and get that pool enclosed. After that